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NOTICE OF ALLOWANCE AND FEE(S) DUE

21171

7590

02/03/2010

STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W. WASHINGTON, DC 20005 EXAMINER

ATALA, JAMIE JO

ART UNIT PAPER NUMBER

2621

DATE MAILED: 02/03/2010

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/679,069	10/05/2000	Chong-Mok Park	1317.1068	7738

TITLE OF INVENTION: VIDEO STREAM PROCESSING METHOD FOR TIME-DELAYED VIEWING

APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSUE FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$0	\$1510	05/03/2010

THE APPLICATION IDENTIFIED ABOVE HAS BEEN EXAMINED AND IS ALLOWED FOR ISSUANCE AS A PATENT. PROSECUTION ON THE MERITS IS CLOSED. THIS NOTICE OF ALLOWANCE IS NOT A GRANT OF PATENT RIGHTS. THIS APPLICATION IS SUBJECT TO WITHDRAWAL FROM ISSUE AT THE INITIATIVE OF THE OFFICE OR UPON PETITION BY THE APPLICANT. SEE 37 CFR 1.313 AND MPEP 1308.

THE ISSUE FEE AND PUBLICATION FEE (IF REQUIRED) MUST BE PAID WITHIN THREE MONTHS FROM THE MAILING DATE OF THIS NOTICE OR THIS APPLICATION SHALL BE REGARDED AS ABANDONED. THIS STATUTORY PERIOD CANNOT BE EXTENDED. SEE 35 U.S.C. 151. THE ISSUE FEE DUE INDICATED ABOVE DOES NOT REFLECT A CREDIT FOR ANY PREVIOUSLY PAID ISSUE FEE IN THIS APPLICATION. IF AN ISSUE FEE HAS PREVIOUSLY BEEN PAID IN THIS APPLICATION (AS SHOWN ABOVE), THE RETURN OF PART B OF THIS FORM WILL BE CONSIDERED A REQUEST TO REAPPLY THE PREVIOUSLY PAID ISSUE FEE TOWARD THE ISSUE FEE NOW DUE.

HOW TO REPLY TO THIS NOTICE:

I. Review the SMALL ENTITY status shown above.

If the SMALL ENTITY is shown as YES, verify your current SMALL ENTITY status:

A. If the status is the same, pay the TOTAL FEE(S) DUE shown above.

B. If the status above is to be removed, check box 5b on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and twice the amount of the ISSUE FEE shown above, or

If the SMALL ENTITY is shown as NO:

A. Pay TOTAL FEE(S) DUE shown above, or

B. If applicant claimed SMALL ENTITY status before, or is now claiming SMALL ENTITY status, check box 5a on Part B - Fee(s) Transmittal and pay the PUBLICATION FEE (if required) and 1/2 the ISSUE FEE shown above.

II. PART B - FEE(S) TRANSMITTAL, or its equivalent, must be completed and returned to the United States Patent and Trademark Office (USPTO) with your ISSUE FEE and PUBLICATION FEE (if required). If you are charging the fee(s) to your deposit account, section "4b" of Part B - Fee(s) Transmittal should be completed and an extra copy of the form should be submitted. If an equivalent of Part B is filed, a request to reapply a previously paid issue fee must be clearly made, and delays in processing may occur due to the difficulty in recognizing the paper as an equivalent of Part B.

III. All communications regarding this application must give the application number. Please direct all communications prior to issuance to Mail Stop ISSUE FEE unless advised to the contrary.

IMPORTANT REMINDER: Utility patents issuing on applications filed on or after Dec. 12, 1980 may require payment of maintenance fees. It is patentee's responsibility to ensure timely payment of maintenance fees when due.

PART B - FEE(S) TRANSMITTAL

Complete and send this form, together with applicable fee(s), to: Mail Mail Stop ISSUE FEE

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

or <u>Fax</u> (571)-273-2885

INSTRUCTIONS: This form should be used for transmitting the ISSUE FEE and PUBLICATION FEE (if required). Blocks 1 through 5 should be completed where m

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CURRENT CORRESPONDENCE ADDRESS (Note: Use Block 1 for any change of address)				Note: A certificate of mailing can only be used for domestic mailings of the Fee(s) Transmittal. This certificate cannot be used for any other accompanying papers. Each additional paper, such as an assignment or formal drawing, must have its own certificate of mailing or transmission.			
21171	7590 02/03	3/2010	na .			<u> </u>	nission
STAAS & HALSEY LLP SUITE 700 1201 NEW YORK AVENUE, N.W.				Certificate of Mailing or Transmission I hereby certify that this Fee(s) Transmittal is being deposited with the United States Postal Service with sufficient postage for first class mail in an envelope addressed to the Mail Stop ISSUE FEE address above, or being facsimile transmitted to the USPTO (571) 273-2885, on the date indicated below.			
WASHINGTON	N, DC 20005			(Deposite			
							(Signature)
							(Date)
APPLICATION NO.	FILING DATE		FIRST NAMED INVENTO	3	ATTO	DRNEY DOCKET NO.	CONFIRMATION NO.
09/679,069	10/05/2000		Chong-Mok Park			1317.1068	7738
TITLE OF INVENTION	: VIDEO STREAM PRO	OCESSING METHOD F	OR TIME-DELAYED V	IEWING			
APPLN. TYPE	SMALL ENTITY	ISSUE FEE DUE	PUBLICATION FEE DUE	PREV. PAID ISSU	E FEE	TOTAL FEE(S) DUE	DATE DUE
nonprovisional	NO	\$1510	\$0	\$0		\$1510	05/03/2010
EXAM	IINER	ART UNIT	CLASS-SUBCLASS				
ATALA, J	JAMIE JO	2621	386-124000				
 Change of correspondence address or indication of "Fee Address" (37 CFR 1.363). Change of correspondence address (or Change of Correspondence Address form PTO/SB/122) attached. "Fee Address" indication (or "Fee Address" Indication form PTO/SB/47; Rev 03-02 or more recent) attached. Use of a Customer 			(1) the names of up t or agents OR, alternat (2) the name of a sing registered attorney or 2 registered patent att	2. For printing on the patent front page, list (1) the names of up to 3 registered patent attorneys or agents OR, alternatively, (2) the name of a single firm (having as a member a registered attorney or agent) and the names of up to 2 registered patent attorneys or agents. If no name is 3			
Number is required.			listed, no name will be				
PLEASE NOTE: Unl	less an assignee is ident h in 37 CFR 3.11. Comp	ified below, no assignee	THE PATENT (print or ty data will appear on the of a substitute for filing ar (B) RESIDENCE: (CIT	patent. If an assignment.			cument has been filed for
Please check the appropr	iate assignee category or	categories (will not be p	rinted on the patent): \Box	Individual 🗖 C	orporat	ion or other private grou	up entity 🚨 Government
4a. The following fee(s)	are submitted:	4	b. Payment of Fee(s): (Ple	ase first reapply a	ny pre	viously paid issue fee s	hown above)
Issue Fee			A check is enclosed.				
☐ Publication Fee (No small entity discount permitted)☐ Advance Order - # of Copies			☐ Payment by credit card. Form PTO-2038 is attached. ☐ The Director is hereby authorized to charge the required fee(s), any deficiency, or credit any				
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Authorized Signature				Date			
Typed or printed name				_			
This collection of inform an application. Confiden submitting the complete this form and/or suggest Box 1450, Alexandria, V Alexandria, Virginia 223	tiality is governed by 35 d application form to the ions for reducing this bu. Virginia 22313-1450. DC	CFR 1.311. The informati U.S.C. 122 and 37 CFR USPTO. Time will vary rden, should be sent to the ONOT SEND FEES OR	on is required to obtain or 1.14. This collection is ea y depending upon the indi the Chief Information Offic COMPLETED FORMS T	retain a benefit by stimated to take 12 vidual case. Any c eer, U.S. Patent and O THIS ADDRES	the pub minute ommen Trader S. SEN	lic which is to file (and s to complete, including ts on the amount of tim mark Office, U.S. Depa D TO: Commissioner fo	by the USPTO to process) gathering, preparing, and the you require to complete the to Commerce, P.O. or Patents, P.O. Box 1450,
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09/679,069 10/05/2000		Chong-Mok Park	1317.1068	7738
21171 7.	590 02/03/2010		EXAM	INER
STAAS & HALS	SEY LLP	ATALA, JAMIE JO		
SUITE 700		ART UNIT	PAPER NUMBER	
1201 NEW YORK WASHINGTON,	X AVENUE, N.W. DC 20005	2621 DATE MAILED: 02/03/201	0	

Determination of Patent Term Adjustment under 35 U.S.C. 154 (b)

(application filed on or after May 29, 2000)

The Patent Term Adjustment to date is 1529 day(s). If the issue fee is paid on the date that is three months after the mailing date of this notice and the patent issues on the Tuesday before the date that is 28 weeks (six and a half months) after the mailing date of this notice, the Patent Term Adjustment will be 1529 day(s).

If a Continued Prosecution Application (CPA) was filed in the above-identified application, the filing date that determines Patent Term Adjustment is the filing date of the most recent CPA.

Applicant will be able to obtain more detailed information by accessing the Patent Application Information Retrieval (PAIR) WEB site (http://pair.uspto.gov).

Any questions regarding the Patent Term Extension or Adjustment determination should be directed to the Office of Patent Legal Administration at (571)-272-7702. Questions relating to issue and publication fee payments should be directed to the Customer Service Center of the Office of Patent Publication at 1-(888)-786-0101 or (571)-272-4200.

	Application No.	Applicant(s)				
	09/679,069	PARK, CHONG-MOK				
Notice of Allowability	Examiner	Art Unit				
	JAMIE JO ATALA	2621				
The MAILING DATE of this communication appears on the cover sheet with the correspondence address All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS. This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.						
1. This communication is responsive to <u>11/30/09</u> .						
2. \boxtimes The allowed claim(s) is/are <u>1-18,20-32 (renumbered 1-31)</u> .						
 3. Acknowledgment is made of a claim for foreign priority una) All b) Some* c) None of the: Certified copies of the priority documents have Certified copies of the priority documents have Copies of the certified copies of the priority documents have Copies of the certified copies of the priority documents have International Bureau (PCT Rule 17.2(a)). Certified copies not received: 	been received. been received in Application No					
Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application. THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.						
 A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give 						
5. CORRECTED DRAWINGS (as "replacement sheets") mus	et be submitted.					
(a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached						
1) hereto or 2) to Paper No./Mail Date						
(b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date						
Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).						
6. DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.						
Attachment(s) 1. ☑ Notice of References Cited (PTO-892) 2. ☑ Notice of Draftperson's Patent Drawing Review (PTO-948) 3. ☑ Information Disclosure Statements (PTO/SB/08), Paper No./Mail Date 4. ☑ Examiner's Comment Regarding Requirement for Deposit of Biological Material	5. ☐ Notice of Informal P 6. ☐ Interview Summary Paper No./Mail Dat 7. ☑ Examiner's Amendn 8. ☑ Examiner's Stateme 9. ☐ Other	(PTO-413), re				

DETAILED ACTION

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Michelle Koeth on January 20, 2010.

Regarding Claim 1 limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes disks having control information required for recording an input signal and reproducing recorded information recorded and a drive for driving the disks, the video stream processing method comprising:

using a processor to assign physically discontinuous free blocks in a disk recording area to sequential logical blocks in a circular buffer, based on the control information when a time-delayed viewing mode is selected; and

recording video streams for time-delayed viewing in the assigned circular buffer blocks, wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim 4 is cancelled.

Regarding Claim 9 limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes a hard disk drive having control information required for recording an input signal and reproducing recorded information recorded in a predetermined area, the video stream processing method comprising:

using a processor to assign physically discontinuous free blocks in a disk recording area to sequential logical blocks in a circular buffer and recording video streams for time-delayed viewing in the assigned circular buffer blocks, based on the control information when a time-delayed viewing mode is selected; and

assigning free blocks of the disk recording area and recording video streams of a channel to be recorded in the assigned physically discontinuous free blocks when a recording mode is selected during the time-delayed viewing mode, assigning free blocks nearest to the recorded free blocks as the circular buffer blocks, and recording the video streams for time-delayed viewing in the assigned circular buffer blocks,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim **12** limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes a hard disk drive having control information required for recording an input signal and reproducing recorded information recorded in a predetermined area, the video stream processing method comprising:

using a processor to assign physically discontinuous free blocks in a disk recording area to sequential logical blocks in a circular buffer and recording video streams for time-delayed viewing in the assigned circular buffer blocks, based on the control information when a time-delayed viewing mode is selected;

assigning free blocks of the disk recording area, recording video streams of a channel to be recorded in the assigned physically discontinuous free blocks, assigning free blocks nearest to the recorded free blocks as the circular buffer blocks, and recording video streams for time-delayed viewing in the assigned circular buffer blocks, when a recording mode is selected together with the time-delayed viewing mode; and

reading free blocks to be reproduced based on the control information, assigning free blocks nearest to the reproduced free blocks as the circular buffer blocks, and recording the video streams for time-delayed viewing in the assigned circular buffer blocks, when a reproduction mode is selected together with the time-delayed viewing mode,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim **14** limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes a hard disk drive having control information required for recording an input signal and reproducing recorded information in a predetermined area, the video stream processing method comprising:

using a processor to assign physically discontinuous free blocks in a disk recording area to sequential logical blocks in a circular buffer and recording video streams for time-delayed viewing in the assigned circular buffer blocks, based on the control information when a time-delayed viewing mode is selected; and

reading blocks to be reproduced based on the control information, assigning free blocks nearest to the reproduced free blocks as the circular buffer blocks, and recording the video streams for time-delayed viewing in the assigned circular buffer blocks, when a reproduction mode is selected together with the time-delayed viewing mode,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Application/Control Number: 09/679,069 Page 5

Art Unit: 2621

Regarding Claim **15** limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes a hard disk drive having control information required for recording an input signal and reproducing recorded information in a predetermined area, the video stream processing method comprising:

using a processor to assign free blocks of a recording disk area;

recording video streams of a channel to be recorded in the assigned free blocks;

assigning free blocks nearest to the recorded free blocks as logical blocks in a circular

buffer; and

recording the video streams for time-delayed viewing in the assigned circular buffer blocks,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim **16** limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system for time-delayed viewing, which includes a hard disk drive having control information required for recording an input signal and reproducing recorded information in a predetermined area, the video stream processing method comprising:

reading blocks to be reproduced based on the control information;

using a processor to assign free blocks nearest to the reproduced free blocks as logical blocks in a circular buffer; and

recording video streams for time-delayed viewing in the assigned circular buffer blocks, wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment

information, free block information for each track, and circular buffer block information.

Regarding Claim 17 limitation should be amended to add the following underlined amendment to the pending claim:

A video stream processing method in a broadcast receiving system, the video stream processing method comprising:

recording a video stream in free blocks of a disk recording area or reading a recorded video stream recorded in the disk recording area; and

using a processor to assign free blocks nearest to the recorded or reproduced free blocks as logical blocks in a circular buffer,

wherein physical blocks are indicated to be free blocks in control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim 18 limitation should be amended to replace and add the following underlined amendment to the pending claim:

A <u>non-transitory</u> recording medium in a broadcast receiving system having a hard disk drive, the recording medium comprising:

a video stream storing area which records video streams, comprising:

video stream blocks which are physically discontinuously arranged and assigned sequentially within a circular buffer, and which are used to record video streams for time-delayed viewing; and

free blocks which are logically assignable to the circular buffer, or which record other video streams during a mode other than a time-delayed viewing mode; and

a control information area which stores control information relating to the video stream storing area,

wherein the video stream blocks are arranged physically discontinuously based on the control information stored in the control information area,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment

information, free block information for each track, and circular buffer block information.

Regarding Claim 19 is cancelled.

Regarding Claim **21** limitation should be amended to add the following underlined amendment to the pending claim:

A broadcast receiving system, comprising:

a hard disk drive having a hard disk as a recording medium, the recording medium having control information for recording an input signal and reproducing recorded information; and

a controller which assigns physically discontinuous free blocks in a disk recording area to sequential logical blocks in a circular buffer, based upon the control information in response to a time-delayed viewing mode being selected, and which records video streams for time-delayed viewing in the assigned circular buffer blocks,

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Regarding Claim **32** limitation should be amended to add the following underlined amendment to the pending claim:

A broadcast receiving system, comprising:

a hard disk drive having a hard disk as a recording medium, the recording medium having control information for recording an input signal and reproducing recorded information;

a controller which records a video stream in physical free blocks of the recording medium or reads a recorded video stream recorded on the recording medium and assigns physical free blocks nearest to the recorded or reproduced physical free blocks as logical circular buffer blocks based on the control information.

wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment

information, free block information for each track, and circular buffer block information.

Allowable Subject Matter

2. Claims 1-3, 5-18, and 20-32 are allowed.

3. The following is an examiner's statement of reasons for allowance:

The prior art of teaches and discloses a system for having physically discontinuous free blocks in a disk recording area to sequential logical blocks in circular buffer based on the control information when a time delayed viewing mode is selected (McIlvain et al - US 5,765,200) and furthermore comprise free blocks of data (Barton et al - US 6,233,389); however, fails to disclose wherein physical blocks are indicated to be free blocks in the control information, and wherein the control information comprises file attribute information, file assignment information, free block information for each track, and circular buffer block information.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Contact Information

Any inquiry concerning this communication or earlier communications from the examiner should be directed to JAMIE JO ATALA whose telephone number is (571)272-7384. The examiner can normally be reached on 7:30am-5:00pm.

Application/Control Number: 09/679,069 Page 9

Art Unit: 2621

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Thai Tran can be reached on 571-272-7382. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/JAMIE JO ATALA/ Examiner, Art Unit 2621